

STATE OF CALIFORNIA
STATE AND CONSUMER SERVICES AGENCY
CALIFORNIA BUILDING STANDARDS COMMISSION
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Office Use Item No. _____

PARTICIPATION COMMENTS FOR THE NOTICE DATED AUGUST 22, 2006
Written comments are to be sent to the above address.

WRITTEN COMMENT DEADLINE: OCTOBER 16, 2006

Date: 10/12/06

From:

Kenneth Rohde, AIA

Name (Print or type)

(Signature)

-- For Erickson Retirement Communities

Agency, jurisdiction, chapter, company, association, individual, etc.

39 Woodhaven Drive

Street

Laguna Niguel

City

CA

State

92677

Zip

I/We (do not) agree with:

☒ [X] The Agency proposed modifications As Submitted on Section No. Chapter 11A, 11B

and request that this section or reference provision be recommended:

☐ [] Approved ☒ [X] Disapproved ☐ [] Held for Further Study ☐ [] Approved as Amended

by the reviewing Code Advisory Committee.

Suggested Revisions to the Text of the Regulations:

1) Clarify sizes of showers in Chapter 11A. – Group R occupancies to include 42w X 48d, 30d x 60w, and 36d x 60w (w/ 2' wing wall) as defined in Chapter 11 B.

2) Provide corresponding text in Chapter 11A that matches 111B.4.6

Reason: Vague and ambiguous language.

Local jurisdictions have confused the permitted sizes of showers in residential units that are not publicly funded and excluded the 30 x60 and 36x60 shower sizes for bathrooms under the application of Chapter

11A. Additionally local jurisdictions have required, due to the existing language in Chapter 11A and 11B of CBC, that accessible showers are required in non complying secondary bathrooms when it is the only shower within the residential unit. This is regardless of the fact that the primary bathroom is fully accessible with other bathing fixtures.

HEALTH & SAFETY CODE SECTION 18930

SECTION 18930. APPROVAL OR ADOPTION OF BUILDING STANDARDS; ANALYSIS AND CRITERIA; REVIEW CONSIDERATIONS; FACTUAL DETERMINATIONS

- (a) Any building standard adopted or proposed by state agencies shall be submitted to, and approved or adopted by, the California Building Standards Commission prior to codification. Prior to submission to the commission, building standards shall be adopted in compliance with the procedures specified in Article 5 (commencing with Section 11346) of Chapter 3.5 of Part 1 of Division 3 of Title 2 of the Government Code. Building standards adopted by state agencies and submitted to the commission for approval shall be accompanied by an analysis written by the adopting agency or state agency that proposes the building standards which shall, to the satisfaction of the commission, justify the approval thereof in terms of the following criteria:
- (1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.
 - (2) The proposed building standard is within the parameters established by enabling legislation and is not expressly within the exclusive jurisdiction of another agency.
 - (3) The public interest requires the adoption of the building standards.
 - (4) The proposed building standard is not unreasonable, arbitrary, unfair, or capricious, in whole or in part.
 - (5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.
 - (6) The proposed building standard is not unnecessarily ambiguous or vague, in whole or in part.
 - (7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.
 - (A) If a national specification, published standard, or model code does not adequately address the goals of the state agency, a statement defining the inadequacy shall accompany the proposed building standard when submitted to the commission.
 - (B) If there is no national specification, published standard, or model code that is relevant to the proposed building standard, the state agency shall prepare a statement informing the commission and submit that statement with the proposed building standard.
 - (8) The format of the proposed building standards is consistent with that adopted by the commission.
 - (9) The proposed building standard, if it promotes fire and panic safety as determined by the State Fire Marshal, has the written approval of the State Fire Marshal.